

Introduced by Senator Figueroa

February 19, 2003

An act to amend Sections 2701, 2708, 2841, 2847, 4501, and 4503 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 358, as introduced, Figueroa. Nursing: vocational nursing: psychiatric technicians.

The Nursing Practice Act provides for the licensing and regulation of registered nurses by the Board of Registered Nursing. The Vocational Nursing Practice Act and the Psychiatric Technicians Law provide for the licensing and regulation of licensed vocational nurses and psychiatric technicians by the Board of Vocational Nursing and Psychiatric Technicians of the State of California. The authority for both of these boards and their executive officers terminates on July 1, 2004.

This bill would extend the sunset dates applicable to the Board of Registered Nursing and the Board of Vocational Nursing and Psychiatric Technicians of the State of California to an unspecified date.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. The Legislature finds and declares that the Joint
- 2 Legislative Sunset Review Committee should review the state's
- 3 shortage of nurses and make recommendations on a course of
- 4 action to alleviate the shortage.

1 SEC. 2. Section 2701 of the Business and Professions Code
2 is amended to read:

3 2701. There is in the Department of Consumer Affairs the
4 Board of Registered Nursing consisting of nine members.

5 Within the meaning of this chapter, board, or the board, refers
6 to the Board of Registered Nursing. Any reference in state law to
7 the Board of Nurse Examiners of the State of California or
8 California Board of Nursing Education and Nurse Registration
9 shall be construed to refer to the Board of Registered Nursing.

10 This section shall become inoperative on July 1, ~~2004~~ _____,
11 and, as of January 1, ~~2005~~ _____, is repealed, unless a later enacted
12 statute, that becomes operative on or before January 1, ~~2005~~ _____,
13 deletes or extends the dates on which it becomes inoperative and
14 is repealed. The repeal of this section renders the board subject to
15 the review required by Division 1.2 (commencing with Section
16 473).

17 SEC. 3. Section 2708 of the Business and Professions Code
18 is amended to read:

19 2708. The board shall appoint an executive officer who shall
20 perform the duties delegated by the board and who shall be
21 responsible to it for the accomplishment of those duties.

22 The executive officer shall be a nurse currently licensed under
23 this chapter and shall possess other qualifications as determined by
24 the board.

25 The executive officer shall not be a member of the board.

26 This section shall become inoperative on July 1, ~~2004~~ _____,
27 and, as of January 1, ~~2005~~ _____, is repealed, unless a later enacted
28 statute, which becomes effective on or before January 1, ~~2005~~ _____,
29 deletes or extends the dates on which it becomes inoperative
30 and is repealed.

31 SEC. 4. Section 2841 of the Business and Professions Code
32 is amended to read:

33 2841. There is in the Department of Consumer Affairs a
34 Board of Vocational Nursing and Psychiatric Technicians of the
35 State of California, consisting of 11 members.

36 Within the meaning of this chapter, board, or the board, refers
37 to the Board of Vocational Nursing and Psychiatric Technicians of
38 the State of California.

39 This section shall become inoperative on July 1, ~~2004~~ _____,
40 and, as of January 1, ~~2005~~ _____, is repealed, unless a later enacted

statute, which becomes effective on or before January 1, ~~2005~~ _____, deletes or extends the dates on which it becomes inoperative and is repealed. The repeal of this section renders the board subject to the review required by Division 1.2 (commencing with Section 473).

SEC. 5. Section 2847 of the Business and Professions Code is amended to read:

2847. (a) The board shall select an executive officer who shall perform duties as are delegated by the board and who shall be responsible to it for the accomplishment of those duties.

(b) The person selected to be the executive officer of the board shall be a duly licensed vocational nurse under this chapter, a duly licensed professional nurse as defined in Section 2725, or a duly licensed psychiatric technician. The executive officer shall not be a member of the board.

(c) With the approval of the Director of Finance, the board shall fix the salary of the executive officer.

(d) The executive officer shall be entitled to traveling and other necessary expenses in the performance of his or her duties. He or she shall make a statement, certified before some duly authorized person, that the expenses have been actually incurred.

(e) This section shall become inoperative on July 1, ~~2004~~ _____, and, as of January 1, ~~2005~~ _____, is repealed, unless a later enacted statute, which becomes effective on or before January 1, ~~2005~~ _____, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 6. Section 4501 of the Business and Professions Code is amended to read:

4501. (a) "Board," as used in this chapter, means the Board of Vocational Nursing and Psychiatric Technicians.

(b) This section shall become inoperative on July 1, ~~2004~~ _____, and, as of January 1, ~~2005~~ _____, is repealed, unless a later enacted statute, which becomes effective on or before January 1, ~~2005~~ _____, deletes or extends the dates on which it becomes inoperative and is repealed.

SEC. 7. Section 4503 of the Business and Professions Code is amended to read:

4503. (a) The board shall administer and enforce this chapter.

(b) This section shall become inoperative on July 1, ~~2004~~ _____, and, as of January 1, ~~2005~~ _____, is repealed, unless a later enacted

- 1 statute, which becomes effective on or before January 1, ~~2005~~
- 2 _____, deletes or extends the dates on which it becomes inoperative
- 3 and is repealed.

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